



**Macalloy Corporation Site
1800 Pittsburgh Avenue, Charleston, SC
Announcement of Availability of the Draft Restoration and Compensation Determination/
Environmental Assessment Plan (Draft RCDP/EA) and Administrative Record**

The South Carolina Department of Health and Environmental Control (DHEC), the South Carolina Department of Natural Resources (SCDNR), the United States Fish and Wildlife Services (USFWS) on behalf of the Department of Interior (DOI), and National Oceanic and Atmospheric Administration (NOAA), as natural resource trustees (collectively, the Trustees), announce the release for public review of the draft RCDP/EA for the Site. The draft RCDP/EA describes the Trustees' proposal to restore natural resources injured as a result of chemical contamination at and from the Site.

Under the Comprehensive Environmental Response Compensation and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C. §§ 9601 et seq., "natural resource trustees may assess damages to natural resources resulting from...a release of hazardous substance...and may seek to recover those damages." CERCLA § 107, 42 U.S.C. § 9607. Natural resource damage assessments are separate from cleanup actions undertaken at a hazardous waste site, and provide a process whereby natural resource trustees designated under CERCLA can determine the proper compensation to the public for injury to natural resources. The Trustees determined that ecological services provided by Shipyard Creek have been injured by releases of hexavalent chromium at and from the Site.

The draft RCDP/EA is being released in accordance with the natural resource damages regulations found at 43 C.F.R. Part 11 and the requirements of the National Environmental Policy Act, 42 U.S.C. §§ 4321 et seq. The draft RCDP/EA describes habitat restoration alternatives identified by the Trustees and opportunities to create oyster reefs. Details regarding the proposed projects are contained in the draft RCDP/EA.

Interested members of the public are invited to review and comment on the Draft RCDP/EA. All written comments on the draft RCDP/EA addressed to DHEC received on or before May 13, 2009, will be considered. A response to comments will be provided either through (1) revisions to the draft RCDP/EA incorporated into the final RCDP/EA; (2) a response to comments section included in the Final RCDP/EA; or (3) in a letter to the commenter.

Comments on the draft RCDP/EA must be submitted in writing addressed to the Lead Administrative Trustee, DHEC, c/o Chuck Williams, 2600 Bull Street, Columbia, South Carolina 29201. Only written comments addressed to SCDHEC in this way will be considered and all such comments must be submitted no later than May 13, 2009.

A request for hard copies of the draft RCDP/EA may be made to DHEC at the address above for Chuck Williams.

The draft RCDP/EA is also available for review in electronic form at
http://www.dnr.sc.gov/pubs/Macalloy_dRCDP_Oct2008_PublicNotice.pdf

DHEC further announces the Administrative Record will be available at the DHEC Charleston Region 7 office at 1362 McMillan Avenue, Suite 300, Charleston, SC 29405, on June 1, 2009. The Administrative Record includes documents that form the basis for the selection of the natural resource damage assessment actions.